

1 John M. LeBlanc (155842)  
2 R. Bryan Martin (221684)  
3 BARGER & WOLEN LLP  
4 633 West Fifth Street, 47th Floor  
5 Los Angeles, California 90071  
6 Telephone: (213) 680-2800  
7 Facsimile: (213) 614-7399

8 Attorneys for Defendant  
9 California Physicians' Service dba Blue Shield of  
10 California

11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 MARINA KURGATNIKOV,

14 Plaintiffs,

15 vs.

16 TRAPEZO HEALTH PLAN, BLUE SHIELD  
17 OF CALIFORNIA, COBRASERV, A  
18 HEALTH PLAN ADMINISTRATOR, and  
19 TRAPEZO, INC.,

20 Defendants.

)  
) CASE NO.: C042670  
)  
) (Hon. Martin Jenkins)  
)  
)

) **STIPULATION RE DISMISSAL;**  
) **[PROPOSED] ORDER**

) [Fed. R. Civ. P. 41(a)]  
)  
)

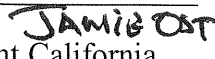
) Complaint Filed: July 4, 2002  
)  
)  
)

1 It is hereby stipulated by and between the parties, through their undersigned counsel of  
2 record, that the above-captioned action is hereby dismissed in its entirety, with prejudice, pursuant  
3 to Federal Rule of Civil Procedure 41(a)(1). Plaintiff and defendant shall each bear their own  
4 attorneys' fees and costs.

5  
6 Dated: October 18 2005

BARGER & WOLEN LLP

7  
8 By: 

JOHN M. LE BLANC   
Attorneys for Defendant California  
Physicians' Service dba Blue Shield of  
California

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12 Dated: October \_\_, 2005

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14  
15 By: \_\_\_\_\_

LAWRENCE W. FASANO, JR.  
Attorney for Plaintiff Marina  
Kurgatnikov

1 It is hereby stipulated by and between the parties, through their undersigned counsel of  
2 record, that the above-captioned action is hereby dismissed in its entirety, with prejudice, pursuant  
3 to Federal Rule of Civil Procedure 41(a)(1). Plaintiff and defendant shall each bear their own  
4 attorneys' fees and costs.

5  
6 Dated: October \_\_, 2005


BARGER & WOLEN LLP

7  
8 By:

9 JOHN M. LE BLANC  
10 Attorneys for Defendant California  
11 Physicians' Service dba Blue Shield of  
12 California

13  
14 Dated: October 12, 2005

15 By:

16   
17 LAWRENCE W. FASANO, JR.  
18 Attorney for Plaintiff Marina  
19 Kurgatnikov  
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~~PROPOSED~~ ORDER

IT IS HEREBY ORDERED that the above-captioned action be dismissed in its entirety,  
with prejudice.

Dated: 10/23, 2005

By:   
JUDGE, UNITED STATES  
DISTRICT COURT, NORTHERN  
DISTRICT OF CALIFORNIA